

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5793 of 1996

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

NATHUJI M LOT

Versus

A'BAD MUNICIPAL CORPORATION

Appearance:

MR SANDIP C SHAH for Petitioner

M/S ANAND ADVOCATES for Respondent No. 1

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 15/04/97

ORAL JUDGEMENT

Heard learned Advocates for the parties.

Learned Advocate Mr.Raval appears for the
respondent-Corporation. Mr.Raval states that the

benefits due and admissible to the petitioner as member of the family of the deceased Somiben could not be paid soon after her death for want of cooperation from the petitioner. He states that all the necessary formalities were completed by the petitioner in the month of September, 1996. Soon thereafter all the amounts due and payable to the petitioner have been paid. He has submitted that the petitioner has been paid a sum of Rs.62,000/- towards gratuity and leave encashment due and payable to the deceased Somiben and the arrears of family pension. All these amounts were paid to the petitioner in the months of September and October 1996. The petitioner has also been sanctioned monthly family pension. He further submits that no travelling allowance was due and payable to the deceased Somiben and, therefore, nothing is required to be paid to the petitioner under the said head. He states that the amount of Group Insurance due and payable to the petitioner will be paid by the Insurance Company on completion of the necessary formalities by the petitioner.

In view of the aforesaid statement made by Mr.Raval, no further order is required to be made on this petition.

Petition is, therefore, dismissed. Rule is discharged.
